

## DECLARATION

I (We) the undersigned inventor(s), hereby declare that:

My (Our) residence(s), post office address(es) and citizenship(s) are as stated below next to my(our) name(s),

I (We) believe that I(we) am(are) the original(joint) inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled **COMPOSITIONS & FORMULATIONS WITH AN EPIANDROSTERONE OR A UBIQUINONE & KITS & THEIR USE FOR TREATMENT OF ASTHMA SYMPTOMS & REDUCING ADENOSINE/ ADENOSINE RECEPTOR LEVELS**, the specification of which

is attached hereto.

was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_

was filed as PCT international application No. \_\_\_\_\_  
on \_\_\_\_\_ and was amended under PCT Article 19 on \_\_\_\_\_ (if applicable).

I(We) hereby state that I(we) have reviewed and understand the contents of the above-identified specification, including the claims, as amended by an amendment referred to above.

I(We) acknowledge the duty to disclose information material to the examination of this application in accordance with Section 1.56(a) of Title 37 Code of Federal Regulations, which states: "A duty of candor and good faith toward the Patent and Trademark Office rests on the inventor, on each attorney or agent who prepares or prosecutes the application and on every other individual who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application. All such individuals have a duty to disclose to the Office information they are aware of which is material to the examination of the application. Such information is material where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent. The duty is commensurate with the degree of involvement in the preparation or prosecution of the

application."

I(We) hereby claim foreign priority benefits under Section 119 of Title 35 United States Code, of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Application No.	Country	Day/Month/Year	Priority Claimed	
_____	_____	_____	<input type="checkbox"/> Yes	<input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes	<input type="checkbox"/> No
_____	_____	_____	<input type="checkbox"/> Yes	<input type="checkbox"/> No

I(We) hereby claim the benefit under Section 120 of Title 35 United States Code, of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Section 112 of Title 35 United States Code, I(we) acknowledge the duty to disclose material information as defined in Section 1.56(a) of Title 37 Code of Federal Regulations, which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date
_____	_____
_____	_____
_____	_____

And I(we) hereby appoint Viviana Amzel, Registration Number 30,930, my attorney, to prosecute this application and to transact all business in the Patent Office connected therewith.

Please direct all correspondence to:

Viviana Amzel, Ph.D.  
EpiGenesis Pharmaceuticals, Inc.  
7 Clarke Drive  
Cranbury, New Jersey 08512  
(609) 409-3035 phone  
(413) 254-9245

I(We) declare that all statements made herein of my (our) own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF INVENTOR      **Jonathan W. Nyce**

Residence:      **Titusville, New Jersey 08560**

Citizen of:      **USA**

Post Office Address:      **7 Clarke Drive  
Cranbury, New Jersey 08512**

Date:      4/19/01

Signature of Inventor:      Jonathan W. Nyce